

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

In re Scotts EZ Seed Litigation

Civil Action No. 12-CV-4727 (VB)

**PLAINTIFFS' STATEMENT OF MATERIAL FACTS PURSUANT TO LOCAL RULE
56.1 IN OPPOSITION TO DEFENDANTS' MOTION FOR SUMMARY JUDGMENT**

Dated: September 1, 2016

BURSOR & FISHER, P.A.

Scott A. Bursor
Joseph I. Marchese
888 Seventh Avenue
New York, NY 10019
Telephone: (646) 837-7150
Facsimile: (212) 989-9163
Email: scott@bursor.com
jmarshese@bursor.com

FARUQI & FARUQI, LLP

Nadeem Faruqi
Timothy J. Peter
685 Third Avenue, 26th Floor
New York, NY 10017
Telephone: (212) 983-9330
Facsimile: (212) 983-9331
Email: nfaruqi@faruqilaw.com
tpeter@faruqilaw.com

Class Counsel

[SEALED PURSUANT TO THE COURT'S
PROTECTIVE ORDER DATED MARCH 7, 2014]